

City of Corunna
Regular Council Meeting
Monday, March 17, 2003

Present: Corey, Jessen, Johnson, Mehigh, Runyan, Sanderson, Wagner.

Absent: None.

Guests: Joe Sawyer, City Manager; Janet Washburn, Parks and Recreation Director; Judy Horton; Merilee Lawson, Assessor/Planner; George Schultz, Team 21; Jackie Leone, The Argus Press; Helen Granger, The Independent; Gary Granger; Scott Johnson, Fire Chief; Brian Johnson, Fire Department; Shirley Sanderson; Pat Yott; Tom Campbell, The Argus Press; Michael Flores, The Independent; Brian Sanderson; Sgt. Kevin Clark, Police Department; Joe DeCaire; Avery Weaver; MaryAnn Dedic; Jean Yanna, The Independent; Frances & Eddie Haynes; and other concerned citizens.

The meeting was called to order in the City Council Chambers by Mayor Corey at 7:00 p.m.

MINUTES OF THE PREVIOUS REGULAR MEETING: Johnson moved, Mehigh seconded to approve the regular meeting minutes dated March 3, 2003 as presented.

Roll call vote:

Yes: Wagner, Johnson, Sanderson, Runyan, Jessen, Mehigh.

No: None.

Motion CARRIED

AGENDA APPROVAL: Runyan moved, Wagner seconded to approve the agenda as presented by deleting Item No. 4) Consider Appointment to the Forest Management Commission, moving Item No. 11) Consider Bids for Publications to Item No. 4, adding Item No. 12) Consider Authorization for City Manager to Accept Time and Materials for the New Library Building, Item No. 13) Consider Amending Previous Motion on Rezoning of 444 E. McNeil Street to Include Legal Description and Proclamation Honoring American Red Cross Month.

Roll call vote:

Yes: Jessen, Runyan, Mehigh, Wagner, Johnson, Sanderson.

No: None.

Motion CARRIED

APPROVAL OF VENDOR DISBURSEMENTS: Johnson moved, Wagner seconded to approve the vendor disbursements as presented.

Roll call vote:

Yes: Runyan, Wagner, Jessen, Sanderson, Mehigh, Johnson.

No: None.

Motion CARRIED

CALL TO AUDIENCE: Avery Weaver stated he was sorry he could not make all of the council meetings, but he wanted the council to know that he is available to answer questions

pertaining to county issues. He further stated he was excited about what is happening with the Corunna library, and as a former library board member, it is exciting to see the local library being able to take a major step forward. This would not have happened if the library did not have the support of the city council, and he commended the council for making decisions when the decisions were not easy. He also stated he was looking forward to working with the city council on the new library.

Mayor Corey thanked everyone who contributed his or her time and energy at the new library complex.

PROCLAMATION HONORING AMERICAN RED CROSS MONTH: Mayor Corey read and presented a proclamation to representatives from the American Red Cross in recognition of American Red Cross Month.

CONSIDER APPOINTMENT TO THE HISTORICAL COMMISSION: Johnson moved, Sanderson seconded to appoint Pat Yott to the Corunna Historical Commission for a term to begin upon the taking of the oath of office and continuing indefinitely to serve at the pleasure of the council.

Roll call vote:

Yes: Sanderson, Mehig, Johnson, Jessen, Wagner, Runyan.

No: None.

Motion CARRIED

7:15 P.M. PUBLIC HEARING-PLANNING COMMISSION MEMBERSHIP ORDINANCE:

Sanderson moved, Runyan seconded to leave the regular session and to enter a public hearing regarding amendments to the Planning Commission Membership Ordinance.

Roll call vote:

Yes: Mehig, Jessen, Runyan, Johnson, Sanderson, Wagner.

No: None.

Motion CARRIED Time was 7:15 p.m.

Mr. Sawyer advised the proposed ordinance would change the membership from seven to nine, which was previously comprised of seven at-large members. After some investigation, it came to his attention that the city was not complying with one of the four methods recognized by the state for membership structure. He further advised the recommendation on the table is to go a nine member commission, which will maintain the current six at-large members and will add the mayor as an ex-officio voting member as well as one councilperson plus one city staff representative. Mayor Corey read Ordinance No. 03-02. Councilperson Sanderson asked if the planning commission should re-elect its officers. Mr. Sawyer advised it would make sense to re-elect its officers since the planning commission was being restructured. Mehig moved, Wagner seconded to close the public hearing and return to the regular session.

Roll call vote:

Yes: Johnson, Sanderson, Wagner, Mehig, Runyan, Jessen.

No: None.

Motion CARRIED Time was 7:28 p.m.

Wagner moved, Jessen seconded to adopt the following ordinance with modifications to paragraph three by striking the second sentence "The seven person commission membership shall not include a City Councilperson or the Mayor" and modifying the third sentence to "The appointed members shall be comprised of residents of the City of Corunna":

ORDINANCE NO. 03-02

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF CORUNNA, MICHIGAN, CHAPTER 2 – ADMINISTRATION, ARTICLE IV. BOARDS AND COMMISSIONS, DIVISION 2. PLANNING COMMISSION, BY AMENDING SECTION 2-157. MEMBERSHIP THEREOF.

THE CITY OF CORUNNA, MICHIGAN ORDAINS:

SECTION I. AMENDMENT TO SECTIONS 2-157 (MEMBERSHIP) AND 2-158 (REMOVAL OF MEMBERS), OF THE CITY CODE OF THE CITY OF CORUNNA, MICHIGAN, shall be as follows:

Sec. 2-157. Membership.

The city planning commission heretofore established is continued.

- (1) The commission shall consist of the mayor, one (1) administrative official selected by the mayor, and one (1) member of the city council to be selected by the city council as members ex officio with full voting rights, and six (6) other persons who shall be appointed by the mayor. The term of the ex-officio members shall correspond to their respective official tenures, except that the term of the administrative official selected by the mayor shall terminate with the term of the mayor. The term of each appointed member shall be three years, except that the respective terms of two of the members first appointed shall be for one year and two for two years. Each member shall hold office until his successor has been appointed; and, vacancies occurring other than through term expiration, shall be filled by appointment for the unexpired term as herein above provided. ~~seven (7) administrative officers appointed in accordance with section 4.7 (administrative service) of the City Charter for indefinite terms serving at the pleasure of the Council. The~~ appointed members shall represent insofar as possible different professions or occupations.
- (2) Of the commission membership there will be a president and vice-president, voted upon by the entire commission. The City Manager shall provide for a secretary to record the meetings. All meetings must have five (5) ~~four (4)~~ members present to enact business.
- (3) All members of the planning commission shall serve as such without compensation. ~~The seven person commission membership shall not include a City Councilperson or the Mayor. The entire~~ appointed membership shall be comprised of residents of the City of Corunna. An appointed member shall not hold another municipal office

unless provided herein, except that one appointed member may be a member of the zoning board of appeals or a member of the fire administrative board.

- (4) Proposed minutes of the Planning Commission meetings are to be submitted to the City Manager within ten (10) business days following the Planning Commission meeting. Approved minutes are to be submitted to the City Manager within five (5) days of approval.
- (5) Any commissioner absent two (2) consecutive meetings or twenty-five percent (25%) of regular meetings in a calendar year, without prior written approval by the City Manager, will be considered for removal from the commission. All absences shall be recorded in the meeting minutes.
- (6) Upon recommendation of the City Manager, the city council may appoint one (1) ex officio member to the commission. The ex officio members so appointed by the city council shall not have a vote at the meetings, but shall sit only in an advisory capacity.
- (7) All Administrative officers shall be responsible to the City Manager in and for the performance of the duties of their office.

Sec. 2-158. Removal of Members.

After a public hearing, a member **other than the member selected by the city council** may be removed by the mayor for inefficiency, neglect of duty, or malfeasance in office. **The city council may for like causes remove the member selected by the city council.**

SECTION II. SEVERABILITY.

This Ordinance and the several sections, subsections, paragraphs, clauses and parts thereof are hereby declared to be severable. If any part of clause thereof is declared or adjudged invalid by present or future legislation or decree, the balance of the Ordinance shall not be affected thereby.

SECTION III. CONFLICTING ORDINANCES REPEALED.

All Ordinances previously adopted and incorporated in the Code of the City of Corunna, Michigan, through codification procedures, or any existing Ordinances that are inconsistent with the provision of this Ordinance are hereby repealed, and in the case of inconsistencies, to the extent of such inconsistency, are hereby repealed.

SECTION IV. COPIES AVAILABLE.

This Ordinance may be purchased or inspected in the City Clerk's Offices, Monday through Friday, between the hours of 9:00 a.m. and 4:30 p.m.

SECTION V. EFFECTIVE DATE.

This Ordinance shall take effect pursuant to the Corunna City Charter, immediately upon publication hereof.

Roll call vote:

Yes: Wagner, Johnson, Sanderson, Runyan, Jessen, Mehigh.

No: None.

Motion CARRIED

CONSIDER APPOINTMENTS TO THE PLANNING COMMISSION: Wagner moved, Runyan seconded to appoint Steve Corey to the planning commission as Mayor for a term corresponding to his tenure as Mayor, Dawn Johnson as Councilperson for a term corresponding to her tenure as Councilperson, Rob Kehoe as City Administrative Official for a term corresponding to the tenure of Mayor Corey.

Roll call vote:

Yes: Jessen, Runyan, Mehigh, Wagner, Johnson, Sanderson.

No: None.

Motion CARRIED

Mehigh moved, Jessen seconded to appoint Robert Gilman and Charles Hegg to the planning commission for a term to begin immediately and continuing until 12-31-03 or until a successor is appointed or until removed.

Roll call vote:

Yes: Runyan, Wagner, Jessen, Sanderson, Mehigh, Johnson.

No: None.

Motion CARRIED

Johnson moved, Wagner seconded to appoint Jan Scott and Bill Lulham to the planning commission for a term to begin immediately and continuing until 12-31-04 or until a successor is appointed or until removed.

Roll call vote:

Yes: Sanderson, Mehigh, Johnson, Jessen, Wagner, Runyan.

No: None.

Motion CARRIED

Runyan moved, Jessen seconded to appoint Donald Butcher and Doug Piggott to the planning commission for a term to begin immediately and continuing until 12-31-05 or until a successor is appointed or until removed.

Roll call vote:

Yes: Mehigh, Jessen, Runyan, Johnson, Sanderson, Wagner.

No: None.

Motion CARRIED

7:30 P.M. PUBLIC HEARING-FOREST MANAGEMENT COMMISSION MEMBERSHIP

ORDINANCE: Mehigh moved, Jessen seconded to leave the regular session and go into a public hearing for the purpose of discussing the Forest Management Commission Ordinance Membership Ordinance.

Roll call vote:

Yes: Johnson, Sanderson, Wagner, Mehigh, Runyan, Jessen.

No: None.

Motion CARRIED Time was 7:30 p.m.

Mayor Corey read Ordinance No. 03-03. Councilperson Sanderson asked when the new term would begin. Mr. Sawyer asked if there was a time when council terms were two years. Mayor Corey advised when the city charter was first started. Mr. Sawyer stated he thought Sec. 82-62 paragraph a should read "The term of office of the five appointed members of the commission shall be three years; except that the term of the councilmember shall coincide with the term of the office of councilmember". Mr. Sawyer advised the ordinance also states that an annual meeting shall be held on the third Thursday in January. Councilperson Mehigh suggested changing paragraph b to "An annual meeting shall be held in January of each year". Wagner moved, Sanderson seconded to close the public hearing discussion for amendments to the Forest Management Commission Ordinance Membership Sections and return to regular session. Roll call vote:

Yes: Wagner, Johnson, Sanderson, Runyan, Jessen, Mehigh.

No: None.

Motion CARRIED Time was 7:38 p.m.

Wagner moved, Johnson seconded to adopt the following ordinance with modifications to paragraph a of Sec. 82-62 to "The term of office of the five appointed members of the commission shall be three years; except that the term of the councilmember shall coincide with the term of the office of councilmember" and paragraph b to "An annual meeting shall be held in January of each year":

ORDINANCE NO. 03-03

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF CORUNNA, MICHIGAN, CHAPTER 82 – VEGETATION, ARTICLE II. TREES, DIVISION 2. FOREST MANAGEMENT COMMISSION, BY AMENDING SECTION 82-61. CREATION AND ESTABLISHMENT AND SECTION 82-62. TERMS OF OFFICE, ANNUAL MEETING THEREOF.

THE CITY OF CORUNNA, MICHIGAN ORDAINS:

SECTION I. AMENDMENT TO SECTIONS 82-61 (CREATION AND ESTABLISHMENT) AND 82-62 (TERMS OF OFFICE, ANNUAL MEETING), OF THE CITY CODE OF THE CITY OF CORUNNA, MICHIGAN, shall be as follows:

Sec. 82-61. Creation and Establishment.

There is hereby created and established a city forest management commission for the city, which shall consist of five members, citizens and residents of the city, who shall be appointed by the mayor with the approval of the city council. Included in the five shall be ~~one member of the planning commission, and~~ at least one councilmember. The city forest management commission shall be referred to in this article as the commission.

Sec. 82-62. Terms of Office; Annual Meeting.

a) The term of office of the five appointed members of the commission shall be three years; except that the term of the councilmember shall ~~be two years and~~ coincide with the term of the office of councilmember; ~~and the term of the members from the planning commission shall coincide with their respective terms on the planning commission.~~

(b) An annual meeting shall be held ~~on the third Thursday~~ in January of each year.

SECTION II. SEVERABILITY.

This Ordinance and the several sections, subsections, paragraphs, clauses and parts thereof are hereby declared to be severable. If any part of clause thereof is declared or adjudged invalid by present of future legislation or decree, the balance of the Ordinance shall not be affected thereby.

SECTION III. CONFLICTING ORDINANCES REPEALED.

All Ordinances previously adopted and incorporated in the Code of the City of Corunna, Michigan, through codification procedures, or any existing Ordinances that are inconsistent with the provision of this Ordinance are hereby repealed, and in the case of inconsistencies, to the extent of such inconsistency, are hereby repealed.

SECTION IV. COPIES AVAILABLE.

This Ordinance may be purchased or inspected in the City Clerk's Offices, Monday through Friday, between the hours of 9:00 a.m. and 4:30 p.m.

SECTION V. EFFECTIVE DATE.

This Ordinance shall take effect pursuant to the Corunna City Charter, immediately upon publication hereof.

Roll call vote:

Yes: Jessen, Runyan, Mehig, Wagner, Johnson, Sanderson.

No: None.

Motion CARRIED

CONSIDER BIDS FOR PUBLICATIONS: Tom Campbell from The Argus Press gave a presentation of his bid proposal for publications. Councilperson Sanderson questioned the size of publication. Mr. Campbell explained how the The Argus Press publishes its legal notices. Mayor Corey asked what the cost to the residents was. Mr. Campbell advised all newspaper subscribers receive the legals with their newspaper and non-subscribers receive the "neighbor" section on Sundays, which contain the legal notices. He further advised the neighbor section is delivered to non-subscriber homes weekly, and if two papers are laying in the driveway, the carriers are instructed to pick up the papers and not deliver another paper unless a call is received from the resident. Michael Flores from The Independent went over his bid proposal. He explained The Independent is

delivered to 100 percent of the constituents living in the City of Corunna; and most area cities and townships use The Independent for publishing their legal notices. He introduced Jean Yanna who works with the clerks to make sure the legal notices get published on the day requested. She explained she has spoken to Ms. Long, and the two of them decided they liked the two-column format better because it was easier to read. Councilperson Mehigh asked how long the contract was for. Mr. Sawyer advised the proposal was for two years. Mayor Corey advised the issue before council was the cost factor and the service delivery. Councilperson Mehigh stated he felt the city had adequate service delivery with both newspapers, but the final decision would come down to the cost factor. Mehigh moved, Runyan seconded to award the Legal Advertising contract for the City of Corunna to The Argus Press for a two-year period as proposed. Roll call vote:

Yes: Runyan, Wagner, Jessen, Sanderson, Mehigh, Johnson.

No: None.

Motion CARRIED

CONSIDER APPOINTMENTS TO THE HERITAGE PARK COMMITTEE: Runyan moved, Johnson seconded to appoint Millie Taute, Diane Johnson and Keith Johnson to the Heritage Park Committee for a term to begin upon the taking of the oath of office and continuing indefinitely to serve at the pleasure of the council.

Roll call vote:

Yes: Sanderson, Mehigh, Johnson, Jessen, Wagner, Runyan.

No: None.

Motion CARRIED

CONSIDER STORM SEWER VIDEO PILOT PROJECT: Mr. Sawyer explained the need for the video pilot project. Mehigh moved, Jessen seconded to authorize the videoing of storm sewers between McArthur and King from Comstock to Brady to inspect for connections to sanitary and provide for a detailed mapping for an amount not to exceed \$3,500 to be paid for from line item number 101-441-807.000 (Storm System Maintenance). Councilperson Sanderson asked if any grant money was available. Mr. Sawyer advised not at this time.

Roll call vote:

Yes: Mehigh, Jessen, Runyan, Johnson, Sanderson, Wagner.

No: None.

Motion CARRIED

CONSIDER WAIVING OF FEE ON COMMUNITY CENTER FOR THE CORUNNA POST PROM COMMITTEE: Wagner moved, Johnson seconded to waive all fees on the community center for the Corunna Post Prom Committee on May 3, 2003.

Roll call vote:

Yes: Johnson, Sanderson, Wagner, Mehigh, Runyan, Jessen.

No: None.

Motion CARRIED

CONSIDER WAIVING OF FEE ON JAYCEE CENTER PAVILION FOR 4-WINGS

PRESCHOOL: Runyan moved, Johnson seconded to waive the Jaycee Center Pavilion rental fee for the 4-Wings Preschool on May 1, 2003.

Roll call vote:

Yes: Wagner, Johnson, Sanderson, Runyan, Jessen, Mehigh.

No: None.

Motion CARRIED

SET PUBLIC HEARING FOR UNIFORM TRAFFIC CODE: Johnson moved, Sanderson seconded to set a public hearing for April 7, 2003 at 7:15 p.m. to consider adoption of the Uniform Traffic Code Ordinance No. 03-01.

Roll call vote:

Yes: Jessen, Runyan, Mehigh, Wagner, Johnson, Sanderson.

No: None.

Motion CARRIED

CONSIDER AUTHORIZATION FOR CITY MANAGER TO ACCEPT TIME AND MATERIALS FOR THE NEW LIBRARY BUILDING: Mehigh moved, Jessen seconded to authorize the city manager to spend up to \$2,500 on the city side of the new building at 210 E. Corunna Avenue for plumbing and electrical.

Roll call vote:

Yes: Runyan, Wagner, Jessen, Sanderson, Mehigh, Johnson.

No: None.

Motion CARRIED

CONSIDER AMENDING PREVIOUS MOTION ON REZONING OF 444 E. MCNEIL STREET TO INCLUDE LEGAL DESCRIPTION: Runyan moved, Mehigh seconded to amend the motion of Monday, March 3, 2003 to approve the rezoning request for 444 E. McNeil Street from R/O to C-2 as recommended by the Planning Commission and as is consistent with the Corunna Master Land Use Plan by adding the following land description: S.B. Thomas addition City of Corunna – Lot 1 & 11. Also E 30 FT of Lots 2 & 10. Also E 90 FT of Lot 12 BLK 2. Also W 20 FT of vacated Rice St. between the S Ln of McNeil St. & N Ln of Hurlbut St.

Roll call vote:

Yes: Sanderson, Mehigh, Johnson, Jessen, Wagner, Runyan.

No: None.

Motion CARRIED

CALL TO AUDIENCE: Brian Johnson gave an update on the new Fire Annex Building. He advised this Saturday the new beam would be installed. He further advised he wanted to clear up a few things that are going around town about the new building. There is not just a “group” doing the work down there. The fire department is doing the work but everyone is invited to be down there. He also advised everything is moving right along and the work should be done by the contract time. Mayor Corey stated the fire department has done a fantastic job and invited everybody to volunteer his or her time at the new building.

ROUNDTABLE DISCUSSION: Councilperson Mehigh advised the fire department is doing an outstanding job at the new building. He further advised the Linabury’s driveway takes on a lot of water. He spoke to Frank Corrin and the water does not come across his farm.

He also advised the water has to be going some place and the only other place the water could be going is in the city's sanitary sewer. He suggested using the camera in that area to see where the water does go. Councilperson Runyan advised he thought the water goes into the Kingsley Drain. Councilperson Mehig stated according to Frank Corrin, it does not go into that drain and it would be best to find out where the water does go.

Mayor Corey stated the month of May has Mayor Exchange Day. He spoke with Jack Davis from Owosso, and they are interested in doing something locally where both mayors and councilmembers would spend part of the day together touring the water treatment plant and the new library building plus having lunch together. Mayor Corey asked council if this was something they might be interested in doing. Councilperson Sanderson asked if the mayor or Mr. Sawyer had received anything last week from the garbage companies. Mayor Corey advised that is another thing on his list to do. He further advised he spoke to the school system about the parking on King Street and the school is willing to do anything the city wants them to do. The school likes that parking and is willing to put down wood chips between the sidewalk and the road until King Street gets paved. He also advised there are some drains in that area and city does not want the liability if somebody runs their car over the drain, which will be an issue the city will have to deal with. Councilperson Mehig advised he would like to have "no parking on the pavement" signs installed. Councilperson Runyan stated he did not think putting down wood chips was a good idea because the city does not want wood chips going in the city drains. Councilperson Johnson asked if parking is allowed on King Street according to the existing ordinance. Mr. Sawyer advised yes, on the south side, but nothing states that cars have to be all of the way off the road. Councilperson Mehig stated he went by the area today and there was one-lane traffic, so he looked at the high school parking lot and saw that the parking lot was quite empty. This is something that should be addressed with the school, and the school should be encouraged to use their own parking lot. He further stated he does not want to see cars on the road with the possibility that kids will run out between the cars. Mayor Corey advised at this point, parking is allowed on the south side of the street. Councilperson Mehig stated he felt input was needed from Tim Crawford. Mayor Corey advised he had a follow-up meeting with Jim Yoder from the Michigan Economic Development and everything is going well, but at some point, there will be a request coming to cities for money. Mr. Sawyer advised he would incorporate money into the budget process. Mayor Corey stated he had an opportunity to talk to one of the garbage companies and explained the city is looking at restricting large trucks to the main routes, and in exchange, the city might be able to provide curb service pickup one day a week if the city can get all of the garbage services to pickup garbage on the same day of the week. He further stated his garbage service could work with the city even though the service does not have a one-ton truck. Mayor Corey also stated he felt the city should move on this issue because the council has an obligation to preserve the streets. The council needs to change the ordinance to have garbage picked up one day a week and restrict trucks to one-ton pickups. Councilperson Mehig stated he thought this was one item that should be on the Committee of the Whole agenda on Monday. He further stated the city should try to get the garbage services to come in two or three times per year to pickup large items such as refrigerators and stoves. Councilperson Sanderson stated if the council does not act on this then the city council has wasted a lot of city money to fix the streets for nothing.

ADJOURN: Jessen moved, Runyan seconded to adjourn.

Roll call vote:

Yes: Mehigh, Jessen, Runyan, Johnson, Sanderson, Wagner.

No: None.

Motion CARRIED Time was 8:37 p.m.

STEVE COREY, MAYOR

YVONNE F. LONG, CITY CLERK